P18

C.F. 71.

19 31

Department of Revenue

OFFICE Board of Revenue

STATION Madras

Mis No. 1612

Dated 29-6-1939

E 2571

E 7258

Pages in the file 3573

(SUBJECT.)

Wages in — Land — Allowance — (South Kanara)
Honorable mention - Forest land Fi Year - 1348.405/1
Providing land for Fish - Interest Chem Industry
Negative Secretariat

8291

Ref.C.No. 2292-38-B3.

South Kanara Collector's Office,
Camp Brahmavar, dated 10-1-1939.

From

Sri Diwan Bahadur M.V.Vellodi, B.A.,
Collector of South Kanara.

To

The Secretary to the Board,
Land Revenue and Settlement,
M a d r a s.

Sir,

Alienation - Land and Revenue - Mangalore Taluk Kodialbail A village - T.S.No. 205/18 renumbered as 205/1B Boarding house for girls - Depressed Class Mission, Mangalore proposal

Mis 2845 17.8.36 pp69-73 (E) Mis 890 22.3.38 p-53 (J)

Ref: 1. G.O.No. 1739 Rev. dated 11-8-36.
2. Board's Ref. B.No. 5645-36-5 dated 4-11-37.

W3-5

I enclose applications for alienation of land on land revenue of T.S.No.205/1B measuring 12 cents of Kodialbail A village, Mangalore Taluk proposed for alienation to the Depressed Class Mission, Mangalore for the purpose of a boarding house for girls. This plot, once numbered as T.S. 205/18 was alienated to the Depressed Class Mission, Mangalore for the purpose of a Boarding House for boys and girls in G.O.No. 1739 Rev. dated 11-8-36. As the Committee of the Depressed Class Mission relinquished this plot subsequently the relinquishment was accepted in G.O.No.Mis. 2164 Revenue Department, dated 25-10-37, communicated with Board's Ref.B.No. 5645-36-5 dated 4-11-37 and the resumption of the plot was sanctioned in B.P. Mis.No. 890 dated 22-3-38. The Secretary of the Depressed Class Mission since requests for the realienation of T.S.No.205/1B for the purpose mentioned ab

pp69-73 (E)

p49 (J)

p53 (J)

pp59-60 (J)

The plot stands registered as Court Hill porambo

The Dt. Judge is of opinion that this plot is beyond all

possibility of danger to the Court Hill or to the Court House and the Public Works Department authorities agree to this view. The plot is devoid of tree growth or other improvements.

I enclose a copy of Resolution dated 28-12-38 of the Depressed Class Mission agreeing to abide by all the conditions offered in my letter dated 16-11-38. An extract of the conditions agreed to is also enclosed. The Secretary of the Depressed Class Mission has also stated that no further excavations will be made at this site. I also enclose a copy of the sketch of the plot (in duplicate).

I do not recommend the collection of market value of the land. I request that the alienation of land and land revenue of the plot in question may be sanctioned.

For Collector.

11.1.39

Extract of conditions to Collector's letter Ref.C.No. B3-2292-38, dated 16th November 1938 to the Honorary Secretary, Depressed Classes Mission, Mangalore.

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Particulars of land.

Taluk: Mangalore.
Village: Kodialbail'A'.
T.S.No. 205/1B.
Extent: 5010 Sq.ft.(12 cents).
Groundrent: Re.1.6.0.

The land shall be used for the purposes of Boarding house for (boys and) girls within 2 years from the date of grant and for no other purpose.

2. The buildings as specified in the margin shall be erected on the land within 2 years from the date of the grant. No other buildings shall be erected on the land without the previous permission of the Collector.

Particulars of buildings.
1.Boarding House for (boys and) girls.

3. The grantee shall maintain the buildings after their construction in accordance with condition 2, in good condition. Such repairs as the Collector may consider necessary from time to time shall be executed by the grantee within such time as the Collector may fix and to his satisfaction. In the event of default, the repairs shall be carried out by the Collector and the cost thereof recovered from the grantee.

4. The Government may resume the land wholly or in part with any buildings thereon in the event of infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee. If there are buildings on the land, the Government may direct the grantee to remove them.

5. The Government may resume the land wholly or in part with any buildings thereon, if in the opinion of the Government the land is required for a public purpose or for conducting mining operations.

6. In the event of resumption or acquisition of the plot for any reason, no compensation shall be payable for any buildings erected without permission.

7. In the event of resumption under condition 6 if there are buildings on the land, the Government may at their option either

(a) purchase the buildings, or

(b) direct the grantee to remove the buildings.

8. In the event of the resumption of the land followed by the purchase of the buildings under condition 7 or in the event of the acquisition of the land or any person the compensation payable for buildings or other improvements shall in no case exceed the initial cost or the value at the time of resumption or acquisition whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. Any grant which may be made by Government to cover the cost of any buildings shall be deducted from the compensation payable to the alienee.

9. In the event of the grantee refusing to remove the buildings, when so directed under condition 6 or 7, the Government may remove them and realize the cost of removal by the sale of the materials.

10. In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee.

11. Full land revenue (or ground rent) shall be levied at any time and not incur liability from the land or if any of the conditions of alienation are infringed. In the latter case full land revenue or ground rent shall be levied from the date of such infringement.

12. The market value of the land shall be collected at any time it is found that the alienee derived a substantial income from it.

13. The Government reserves to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall at all liberty

Application for the alienation of land in which the proprietary right belongs to Government.

District	...	South Kanara.
1. Description and area	...	T.S. No.205/1B measuring 0.12 acre in Kodialbail A village, Mangalore Taluk.
2. Market value.	...	Rs. 360/- (at Rs. 3000 an acre).
3. Alienees and purpose of alienation.	....	The Depressed Class Mission, Mangalore, for the purpose of a Boarding House for girls.
4. Collector's remarks.	...	Recommended.

South Kanara Collector's office,

Camp Brahmavar, 10 - 1 - 1939.

For Collector.

11.1.39

5

Application for the alienation of land revenue payable to Government.
(Standing Order No. 24, paragraph 17).

District ... South Kanara.

---

1. Description and area	...	T.S.No. 205/1B measuring 0.12 acre in Kodialbail A village, Mangalore Taluk.
2. (a) Annual assessment or ground rent.	...	Rs. 1-6-0.
(b) Capitalised value (25 times assessment or ground rent)	....	Rs. 34-6-0.
3. Alienees and purpose of alienation.	...	The Depressed Class Mission, Mangalore for the purpose of Boarding House for girls.
4. Collector's remarks.	...	Recommended.

South Kanara Collector's office,
Camp Brahmavar 10 - 1 - 1939.

For Collector.

11.1.39

Letter-from the Honorary Secretary, Depressed Classes Mission, Mangalore.
To-the Collector of South Kanara, Mangalore.
Dated-Mangalore, 28.12.1938.
No.-

Ref.C.No.B3-2292-38, dated 16.11.1938.

I beg to forward herewith the copy of the resolution passed by the Committee of the Depressed Classes Mission regarding the alienation of T.S.No.205/1B Kodialbail 'A' Village, Mangalore Taluk.

"Resolved to execute a bond for alienation of Kodialbail 'A' village T.S.No.205/1B as required by Government for the construction of the Girl Boarding House and the Honorary Secretary be authorised to execute the bond in the form prescribed by Government."

(True Copy)

For Collector.

11.1.39

to cut or dig out any such trees or their roots and branches and remove them from the land at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

14. The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

15. The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with.

16. In the event of the infringement of, or failure to observe any of the conditions (1) to (15), the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

Sd/- M. V. Vellodi,
16.11.1938,
Collector.

(True Copy)

For Collector.

11.1.39

AS(52) (F.W.S)

Alienation-land and Rev.

(S.Kanara) Mangalore taluk -

Kodialbail A village - T.S.No. 205/18

Boarding house for girls depressed

class Mission

DESPATCHED
28 JAN 1939

pp 1-2 ef

E291-39 [Govt. of S.Kanara C.2292:3883
d 10-1-39] Q

Ref. E.291-39-1 D. 25-1-39

The Govt. is requested to obtain and submit the consent of the alienee to the following addl. conditions

~~(1) The amount of any grant~~ made by the Govt. towards the construction of any buildings shall be deducted from the compensation payable under the usual ~~conditions~~

(1) the exemption from the payment of ground rent shall remain in force only so long as no rent is charged for the occupation of the boarding house and full ground rent shall be imposed if at any time any rent is charged"

24/1/39

To the Govt. of South Kanara.

E1121

Ref.C.No.2292-38-B3.

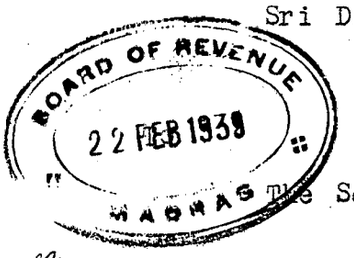
South Kanara Collector's Office,

Mangalore, 20th February 1939.

From

Sri Diwan Bahadur M. V. Vellodi, B.A.,

Collector of South Kanara.



The Secretary to the Board of Revenue,

Madras.

Sir,

Alienation - Land and Revenue - Mangalore Taluk - Kodialbail 'A' village - T.S.205/18 renumbered as 205/1B - Boarding house for girls - Depressed Classes Mission, Mangalore - Proposal -

Ref:-1. Board's Ref.E.No.291/39-1 dated 25.1.1939.

I enclose a copy of resolution No.1 dated 9.2.1939 of the Committee of the Depressed Classes Mission agreeing to abide by the additional condition offered in the Board's reference quoted above and communicated with my letter dated 2.2.39. A full text of the condition agreed to is appended to the --- resolution.

For Collector.

Encl: 1. Resolution No.1 dated 9.2.39.

Alienation - lands - Rev -

(S. Kanara) Mangalore taluk - Kodialbail

Anilla sy - T.S.No. 205/18 renumbered as

208/113 - for orphanage House for girls -

The Depressed class Mission Mangalore

43(1-a)

HED

17 MAR 1939

ppl. ref. E 291.39 [Collr of S. Kanara C. 2292.38 B3 d 10.1.39] Q

Rscl.

Dr 16/3. Clk 16/3/39

Dir VK 17.3

Reffce E 291.39.2 D 16-3-39

p17 of (J) The attention of the Collr is

invited to para 4 of the Inspection notes

of the Dy Engr. West Coast Dists, No. 1804/

p57 of (J) D 27.10.36 and to para 3 of the

Collectrs letter - C 50).2-36 d 25.2.38.

The Collr is requested to report whether

the precipice referred to therein has been

levelled down - D whether the land is

now free from Earth slip.

2. He is also requested to

report whether it is not necy to impose

a condition that - ~~any~~ the plan of

the building should have the

previous approval of the P.W.D & if

so, to obtain & submit the consent of the

alienee to the condns

3. The area of T.S. No. 205/18

(E) alienated in B.P. Mis 2845 D 17.8.36

p5 of (E) was

is 4534 Sq ft where as the extent

now proposed for alienation is

p3 of 12 cents or nearly 5227 Sq ft.

~~e.g. a larger extent But a~~

~~comparison of the sketches submitted~~
~~in 1956 and now shows a slight~~
decrease in the area. The CSWM. is
requested to explain the discrepancy
~~and also submit a revised sketch~~
~~if necessary~~

for 633 for 9

W/1538

p29 of (3)
& p15 CR

C.D
~~is to be~~ entered in the margin

* Dimensions of the sides.

in 19~~56~~.	66	64	100	66
now measured	64	64	100	66

To the CSWM. of S. Kamara
with two sketches to be returned
reply (p29 of (3) and p15 of the file)

Full Board

27/

Alienation- Land- Revenue- ~~Buildings-~~

South Kanara) Mangalore Taluk

Kodialbail A Village / Town - T. S.No. 205/1B - Boarding House for Girls - Depressed class mission, Mangalore

Recommended / sanctioned sanctioned.

E 291-39 [Collr. of Kanara - C-2292-38] 10.1.39

Reference / Resolution Mis 1612

~~At the instance of the Collector of~~

The Board ~~recommends~~ / sanctions the alienation of the plot of land comprised in S. No. 205/1B of Kodialbail A Village Mangalore taluk measuring Ac. 0.12 in favour of the Depressed Class Mission, Mangalore for use as the site of a Boarding House for girls

(P.T.O.

2. ~~The alienation will be~~ free of charge for the occupancy right and free of assessment but subject ~~to ground rent assessment which will be liable to revision and subject to the~~ payment of Rs. ~~being the value of the trees standing on the land and subject also~~ to the following conditions ~~to which the alience has agreed:-~~

(1) The land shall be used as the site of a boarding house for girls and for no other purpose.

(2) No other building shall be constructed on the land without the previous permission of the Collector of the district.

(3) The grantee shall maintain the buildings in good condition. Such repairs as the Coll. of the Dt. may consider necy. from time to time shall be executed ~~on the land~~ by the grantee within such time as the Coll. may fix and to his satisfaction. In the event of default, the repairs shall be carried out by the Coll. and the cost thereof recovered from the grantee.

P.T.O.

(4) The Government may resume the land wholly or in part with any buildings thereon, in the event of the infringement of any pf the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee ~~(and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant)~~. If there are buildings on the land, the Government may direct the grantee to remove them.

(5) The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Government the land is required for a public purpose, or for conducting mining operations. ~~(In the event of such resumption or in the event of the acquisition of the land for any reasons, the compensation payable for the land and trees - shall in no case exceed the amount paid for them by the grantee or their value at the time of resumption or acquisition whichever may be less.~~

(6) In the event of resumption under condition (5) if there are buildings on the land the Government may at their option either,

(a) purchase the buildings, or
(b) direct the grantee to remove the buildings.

(7) In the event of the resumption of the land followed by the purchase of the buildings under condition (b)(a) in the event of the acquisition of the land for any reason the compensation payable for buildings or other improvements shall in no case exceed ~~(the amount paid for them by the grantee at the time of alienation or their value at the time of resumption or acquisition, whichever may be less together with)~~ the

the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (2). The amount of any grant made by the Govt. towards the construction of any buildings shall be deducted from the Compensation payable to the Grantee under this condition.

(8) In the event of the grantee refusing to remove the buildings when so directed under condition (4) or (6) the Government may remove them and realise the cost of removal by the sale of the materials.

(9) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee ~~and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant.~~

(10) Full land revenue shall be levied if at any time any net income is derived from the land or if any of the conditions of the alienation are infringed. In the latter case, the land revenue shall be levied from the date of the infringement.

(11) ~~Each~~ The exemption from payment of land revenue shall remain in force only so long as no rent is charged for the occupation of the boarding house and full ground rent shall be levied if at any time any rent is charged (P.T.O

To the Collector of

To the Secretary to Government,
Revenue Department with alienation statements.
(pages to be copied & sent) &
sketches (pages in original)

8R/AG
27/2

3. The alienation will be free of charge for the occupancy right and free of assessment ground rent but subject to assessment which will be liable to revision and subject to the payment of Rs. being the value of the trees standing on the land and subject also to the following conditions to which the alienee has agreed:-

(1) The land shall be used as the site of

and for no other purpose.

( ) No other building shall be constructed on the land without the previous permission of the Collector of the district.

(12) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land and dispose of them at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

(13) The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature ~~trees~~ trees growing on the land.

(14) The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with; and

(15) In the event of the infringement of, or failure to observe, any of the conditions (12) to (14), the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such ~~infringement~~ infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alinee shall not be entitled to any compensation whatever.

Add/MA. 8/7

4/6/37

By Secy 3/6/37. To the Comr of Skarnara

M.32
ABR

Note file.

Alienation - Land - Revenue - South Kanara

Mangalore taluk - Kodialbail A village S.No

205/18 renumbered as T.S.No. 205/1B - Boarding

House for girls - Depressed class Mission Mangalore

B.S.O. 24 (11)

F.291-39 [Collr. of S. Kanara. Ref e. 2292-38 B5 d 10-1-38

Board's refce F.291-39-1 dated 25-1-39

F.1121-39 [Collr. of S. Kanara. Ref e. 2292-38 B5 d 20-2-38

F.2336-39 [Collr. of S. Kanara - Refe. 2292-38 B5 d 24-4-38]

Sketch at page 13 cf.

In G.O. No. 1739 Rev dated 11-8-1936

TS. Nos 205/18 and 205/19 of Kodialbail A village

Mangalore taluk were alienated in favour of the

Depressed classes Mission, Mangalore, for the construction

of boarding houses for boys and girls. Subsequent

to the order of the alienation, the Dt. Judge South Kanara

reported that the gravel was being removed from

the slope of the hill on which the Courts are

situated and that the excavation of the gravel from

the slope was bound to endanger the main

approach road to the Civil Courts. Upon this

report, the Ex. Engineer West Coast Divn. Calicut

inspected the site and upheld to some extent

the objections raised by the Dt. Judge. He reported

that there was a dangerous precipice on the

hill overhanging T.S. No. 205/18 and that if this

precipice gave way, it would affect the road referred to by the Dist. Judge and the Court buildings. The Collr. also considered that it was unsafe to build on T.S.No. 205/18 for fear of a landslip. The Collr. At the instance of the Board, obtained the unconditional relinquishment of the two plots from the Mission and the Board accepted it in their order at p 49 of (J). The Board subsequently sanctioned the resumption of the two plots and ordered that the alienation of the plots might be considered in due course when the P.W.D. had levelled the precipice overhanging T.S.No. 205/18. p 57 of (J)

The Collr. has now submitted proposals for the alienation of T.S. No 205/18 measuring 12 cents subsequently numbered as 205/1B. He reports that the precipice referred to above has been levelled by the P.W.D. and that with the permission of his predecessor, the Mission has already constructed boarding houses on the plot. The plot measures 12 cents nearly. There are no trees on the land. The Dist. Judge is of opinion that this plot is beyond all possibility of danger to the Court Hill or to the Court House and the P.W.D is also of the same opinion. The Mission has agreed to abide by the General conditions of the alienation.

The market value of the land is Rs 360/-

p 1-2 of

p 25 of

p 26 of

pp 25.26 of

p 3 of

B.P.No. Mis 1612

Dated 10.6.58

~~Single Member,~~

~~Two Members.~~

Full Board.

I-A.	A.D.S. & L.R.	Asst. Secretary. Land Rev.	Sett.	Sep. Rev.	J.S. Secy.	M A	M S	M T

(1) Open file seen by

(2) Final draft seen by

(3) Now circulated to

(4) Initials

Passed for record.

Secretary
Joint Secretary

A.S.(C.W.)
A.S.(L.R.) 14/6/58
A.S.(Sett.)
A.S.(Excise)
A.D.S. & L.R.
I-A.

#Note.- Entries not required to be scored out.